

ALLEY VACATION

8/4/75

Between Abbott & Beard Avenues &

between W. 59th & W. 60th Streets

The above signed property owners respectfully request that the south 150 feet of the alley running north and south be vacated. This part of the alley is never used by the said property owners and the upkeep of the alley corner where the north-south portion joins the east-west portion has become an impossible situation. We have talked with Mr. Dunn about this matter and Mr. Kaufman has been out to see the exact problems that are involved and they are in accord with our petition.

1/1/74

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS.
CITY OF EDINA .)

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting City Clerk of the City of Edina, Minnesota, hereby certify that on the following date July 3, 19 75, acting on behalf of said City I deposited in the United States mail copies of the attached

Notice of Public Hearing - Alley Vacation (See below)
(Exhibit A), enclosed in sealed envelopes, with postage thereon duly prepaid, addressed to the persons at the addresses as shown on the mailing list (Exhibit B) attached to the original hereof, which list is on file in my office, said persons being those appearing on the records of the County Auditor as owners of the property listed opposite their respective names, as of a date _____ days prior to the date of the hearing; and that I also sent said notice to the following corporations at the indicated addresses whose property is exempt from taxation and is therefore not carried on the records of said County Auditor.

<u>Name</u>	<u>Address</u>
_____	_____
_____	_____
_____	_____
_____	_____

WITNESS my hand and the seal of said City this 3rd
day of July, 19 75.

Dorance B. Hallberg
Edina City Clerk

That part of the North-South alley lying within Block 5, Harriet Manor Second Addition, which lies between the Westerly extension of the North line of Lot 7, said Block 5 and the Westerly extension of the South line of Lot 9, said Block 5; and

CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARINGS
ON ALLEY AND STREET VACATIONS IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA

PORTION OF NORTH-SOUTH ALLEY LYING BETWEEN
ABBOTT AVENUE AND BEARD AVENUE AND
BETWEEN W. 59TH STREET AND W. 60TH STREET
AND
PORTION OF BROOKSIDE AVENUE

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall in the City, on July 21, 1975, at 7:00 o'clock p.m., for the purpose of holding public hearings on the proposed vacation of the following described alley and street:

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That part of Brookside Avenue, as shown on the plat of Grand View Heights, on file and of record in the office of the Register of Deeds, Hennepin County, Minnesota, which lies between the Easterly extension across Brookside Avenue of the South line of Tract C, Registered Land Survey No. 1393, Files of the Registrar of Titles, Hennepin County, Minnesota, and the extension across Brookside Avenue of the South line of Hopkins Road, as shown on said plat of Grand View Heights.

All persons who desire to be heard with respect to the question of whether or not the above proposed alley and street vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed alley and street vacations affect existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacations, to continue maintaining the same or to enter upon such street or alley or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacations, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg
City Clerk

July 3, 1975

Notice of Public Hearing
Mailing List - Alley Vacation -

Page 1 of 2

T Between Abbott & Beard & Between 59th & 60th
Harriet Mann 2nd Addn.

Abbott

* BLS L of Clarence J. Esser 5928 Abbott Ave. S.

✓10 Keith E. Hilgendorf 3400 W. 60th St

✓11 Warren F. Ostlund 3404 "

✓12 E. A. Carmichael 3408 "

✓13 D. E. Hanscom 3412 "

naa ✓ V. E. Wollang, Jr. " (Please forward)

14 ✓ J. E. Sahlesselman 3416 "

* 15 ✓ S. 1/2 of 16 Wells L. Descott 5938 Beard Ave.

1 ✓ Shirley M. Bowers 5900 Abbott Ave

✓ Sally J. Harding

2 ✓ Miss Verna M. Burling 5904 "

3 ✓ Raymond K. Hanson 5908 "

4 ✓ Thomas V. Dahlberg 5912 "

5 ✓ Richard T. Voland 5916 "

6 (Marvin Anderson) (no letter) ~~5920~~ "

✓ James A. Holmberg 5920 "

* 7 ✓ Leon. J. Fisher 5924 "

Harriet Manan 2nd

Bl 5* L8 Clarence J. Esser
(See above)

~~5928 Abbott~~

§ 16

✓ (17-125' of 16 R. J. Oren 5925 Beard Av. S.

18 ✓ Wm. B. Feck 5921 "

19 ✓ David C. Nelson 5917 "

20 ✓ Thomas. G. Anderson 5913 "

21 ✓ Leonard J. Anderson 5907 "

22 ✓ Dean H. Veenendaal 5905 "

✓ W. J. Kruckeberg 13953 W. 62nd St. Eden
Prairie 55343

23 ✓ A. O. Anderson 5901 Bevil Ave. So.

N.S.P. ✓

Mpls Gas Co ✓

N.W. Bell ✓

(Official Publication)

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BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg
City Clerk

Please publish in the Edina Sun on July 3 and 10, 1975.
Please send us two Affidavits of Publication.


STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
CITY OF EDINA)

AFFIDAVIT OF POSTING NOTICE OF HEARING
ON ALLEY VACATION:

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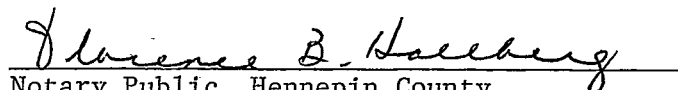
The undersigned, being first duly sworn, upon oath deposes and says that he is a duly appointed and acting Police Patrolman for the City of Edina, Hennepin County, Minnesota, and that on July 3, 1975, he posted the Notice of Hearing on street vacation above described to be held on July 21, 1975, a true and correct copy of which is hereto attached, at each of the following official City Bulletin Boards located at conspicuous places within the City in a manner likely to attract attention:

One at Edina City Hall, 4801 W. 50th Street
One at 50th and France Business Area - 3922 W. 50th Street
One at Amundson Avenue Shopping Center - Northwest corner
of Parking Lot


Police Patrolman

Dated July 3-75

Subscribed and sworn to before me
this 3 day of July, 19 75


Notary Public, Hennepin County,
Minnesota
My commission expires:

(Notarial Seal)

FLORENCE B. HALLBERG
Notary Public, Hennepin County, Minn.
My Commission Expires Dec. 31, 1978.

CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424

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ON ALLEY AND STREET VACATIONS IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA

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BY ORDER OF THE EDINA CITY COUNCIL:

Florence B. Hallberg
City Clerk

July 3, 1975

Orig to Bal



733 marquette avenue, minneapolis, minnesota 55402

July 9, 1975

Ms Florence B Hallberg, City Clerk
City of Edina
4801 West 50 Street
Edina, Minnesota 55424

Dear Ms Hallberg

Minnesota Gas Company has no facilities within that part of the North-South alley lying within Block 5, Harriet Manor Second Addition, which lies between the Westerly extension of the North line of Lot 7, said Block 5 and the Westerly extension of the South line of Lot 9, said Block 5.

We have no gas facilities in this area and do not object to the vacation.

Sincerely

A handwritten signature in cursive script, appearing to read 'William R Schram'.

William R Schram
Real Estate Section

WRS:kg

6-20-75

DESCRIPTION FOR VACATION OF ALLEY

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lying within Block 5, Harriet Manor
Second Addition which lies between
the westerly extension of the North
line of Lot 7, said Block 5 and the
westerly extension of the South line
of Lot 9, said Block 5.

By Bk



SUN NEWSPAPERS

AFFIDAVIT OF PUBLICATION

EDINA SUN

6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota } ss.
County of Hennepin }

J. R. RITCHAY, being duly sworn, on oath says he is and during all times here stated has been the vice president and printer of the newspaper known as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements, (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Bloomington in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours to the business of the newspaper and business related thereto. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Notice of Public Hearings hereto attached as a part hereof was cut from the columns of said newspaper, and was printed

and published therein in the English language, once each week, for two successive weeks;

that it was first so published on Thurs the 3 day of July, 1975

and was thereafter printed and published on every Thursday to and including

Thurs the 10 day of July, 1975 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz
abcdefghijklmnopqrstuvwxyz

J. Ritchay

Subscribed and sworn to before me this 10 day of July, 1975

(Notarial Seal)



Muriel L. Quist
Muriel L. Quist, Notary Public, Hennepin County, Minn.
My Commission Expires July 28th, 1978

(Official Publication)
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BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg

City Clerk

(July 3 & 10, 1975)—ED



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Muriel L. Quist
Muriel L. Quist, Notary Public, Hennepin County, Minn.
My Commission Expires July 28th, 1978

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BY ORDER OF THE EDINA
CITY COUNCIL.

Florence B. Hallberg
City Clerk
(July 3 & 10, 1975)—ED



N O R T H E R N S T A T E S P O W E R C O M P A N Y

NORMANDALE DIVISION
5309 WEST 70TH STREET
EDINA, MINNESOTA 55435

July 9, 1975

Mrs. Florence B. Hallberg
City Clerk
City of Edina
4801 West 50th Street
Edina, MN 55424

Dear Mrs. Hallberg:

This is in answer to the proposed agenda for the Edina Village Council Meeting of July 21, 1975. With reference to the street vacation of: "That part of North-South alley lying within Block 5, Harriet Manor Second Addition, which lies between the Westerly extension of the North line of Lot 7, said Block 5 and the Westerly extension of the South line of Lot 9, said Block 5", please note, in the attached sketch, the location of our facilities in this area.

We wish to advise you that we have no objection to this action, provided we are granted a permanent easement for our facilities, or are reimbursed for rerouting them.

Thank you for your consideration in this regard.

Sincerely,

A handwritten signature in cursive script that reads "Thomas M. Kulas".

Thomas M. Kulas
Division Engineer

TMK:amt

Attachment

11-28-77

Florence -

This stuff should
probably be in

your files rather

than mine.

Bill

PETITION TO VACATE ~~STREET~~ alley

TO THE HONORABLE COUNCIL OF THE CITY OF EDINA

DATED May 23, 1975

The undersigned represent that they are the majority of owners of real property abutting on the line of T alley paralleling 60th Street ~~street~~ between Abbott and Beard ~~streets~~ Avenues, and petition that said portion of said street be vacated. The facts and reasons for this application are as follows: See below:

In consideration of vacating the street as herein petitioned the undersigned hereby jointly and severally waive any and all claims for any damages resulting from the vacating and discontinuing of said street.

SIGNATURE OF OWNERS

ADDRESS

DESCRIPTION OF PROPERTY

C. J. Essen

5928 Abbott Ave. So.

Lots 8 and 9, Block 5
Harriet Manor, 2nd Addn.

Donald L. Fisher

5924 Abbott Ave So

Lot 7 Block 5 Harriet Manor
2nd addn.

Wells L. Wescott

5933 Beard Ave.

Lot 15 + So 1/2 lot 16

Ronald Owen

5925 Beard Ave So

Block 5 Harriet Manor 2nd
addn.
Lot 17 and N. 25 ft.
of lot 16

This petition was circulated by C. J. Essen, 5928 Abbott Ave. So., Edina

The above signed property owners respectfully request that the south 150 feet of the alley running north and south be vacated. This part of the alley is never used by the said property owners and the upkeep of the alley corner where the north-south portion joins the east-west portion has become an impossible situation. We have talked with Mr. Dunn about this matter and Mr. Kaufman has been out to see the exact problems that are involved and they are in accord with our petition.

CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARINGS
ON ALLEY AND STREET VACATIONS IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA

PORTION OF NORTH-SOUTH ALLEY LYING BETWEEN
ABBOTT AVENUE AND BEARD AVENUE AND
BETWEEN W. 59TH STREET AND W. 60TH STREET
AND
PORTION OF BROOKSIDE AVENUE

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall in the City, on July 21, 1975, at 7:00 o'clock p.m., for the purpose of holding public hearings on the proposed vacation of the following described alley and street:

That part of the North-South alley lying within Block 5, Harriet Manor Second Addition, which lies between the Westerly extension of the North line of Lot 7, said Block 5 and the Westerly extension of the South line of Lot 9, said Block 5; and

That part of Brookside Avenue, as shown on the plat of Grand View Heights, on file and of record in the office of the Register of Deeds, Hennepin County, Minnesota, which lies between the Easterly extension across Brookside Avenue of the South line of Tract C, Registered Land Survey No. 1393, Files of the Registrar of Titles, Hennepin County, Minnesota, and the extension across Brookside Avenue of the South line of Hopkins Road, as shown on said plat of Grand View Heights.

All persons who desire to be heard with respect to the question of whether or not the above proposed alley and street vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed alley and street vacations affect existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacations, to continue maintaining the same or to enter upon such street or alley or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacations, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg
City Clerk

July 3, 1975



Northwestern Bell

5532 County Road 18 South
Hopkins, Minnesota 55343
July 15, 1975

Florence B. Hallberg
City Clerk
City of Edina
4801 West 50th Street
Edina, Minnesota 55424

This refers to your notice dated July 3, 1975 concerning the July 21, 1975 meeting for the proposed vacation of the following described alley and street:

That part of the North-South alley lying within Block 5, Harriet Manor Second Addition, which lies between the Westerly extension of the North line of Lot 7, said Block 5 and the Westerly extension of the South line of Lot 9, said Block 5; and

That part of Brookside Avenue, as shown on the plat of Grand View Heights, on file and of record in the office of the Register of Deeds, Hennepin County, Minnesota, which lies between the Easterly extension across Brookside Avenue of the South line of Tract C, Registered Land Survey No. 1393, Files of the Registrar of Titles, Hennepin County, Minnesota, and the extension across Brookside Avenue of the South line of Hopkins Road, as shown on said plat of Grand View Heights.

The Telephone Company has an interest in Item 1. There is presently a joint use pole line located in the alley between Abbott and Beard Avenues, north of West 60th Street. These communications lines are needed in order to continue to provide service to the customers in the area.

We have no interest in Item 2.

Yours truly,

District Engineer



733 marquette avenue, minneapolis, minnesota 55402

July 9, 1975

Ms Florence B Hallberg, City Clerk
City of Edina
4801 West 50 Street
Edina, Minnesota 55424

Dear Ms Hallberg

Minnesota Gas Company has no facilities within that part of the North-South alley lying within Block 5, Harriet Manor Second Addition, which lies between the Westerly extension of the North line of Lot 7, said Block 5 and the Westerly extension of the South line of Lot 9, said Block 5.

We have no gas facilities in this area and do not object to the vacation.

Sincerely

William R Schram
Real Estate Section

WRS:kg



N O R T H E R N S T A T E S P O W E R C O M P A N Y

NORMANDALE DIVISION
5309 WEST 70TH STREET
EDINA, MINNESOTA 55435

July 9, 1975

Mrs. Florence B. Hallberg
City Clerk
City of Edina
4801 West 50th Street
Edina, MN 55424

Dear Mrs. Hallberg:

This is in answer to the proposed agenda for the Edina Village Council Meeting of July 21, 1975. With reference to the street vacation of: "That part of North-South alley lying within Block 5, Harriet Manor Second Addition, which lies between the Westerly extension of the North line of Lot 7, said Block 5 and the Westerly extension of the South line of Lot 9, said Block 5", please note, in the attached sketch, the location of our facilities in this area.

We wish to advise you that we have no objection to this action, provided we are granted a permanent easement for our facilities, or are reimbursed for rerouting them.

Thank you for your consideration in this regard.

Sincerely,

A handwritten signature in cursive script that reads "Thomas M. Kulas".

Thomas M. Kulas
Division Engineer

TMK:amt

Attachment

W.O. NO. _____

EST. NO. _____

EST. BY _____ DATE _____

TEL. CO. NO. _____

BUS BOOK _____ PLATE _____

FEEDER MAP _____

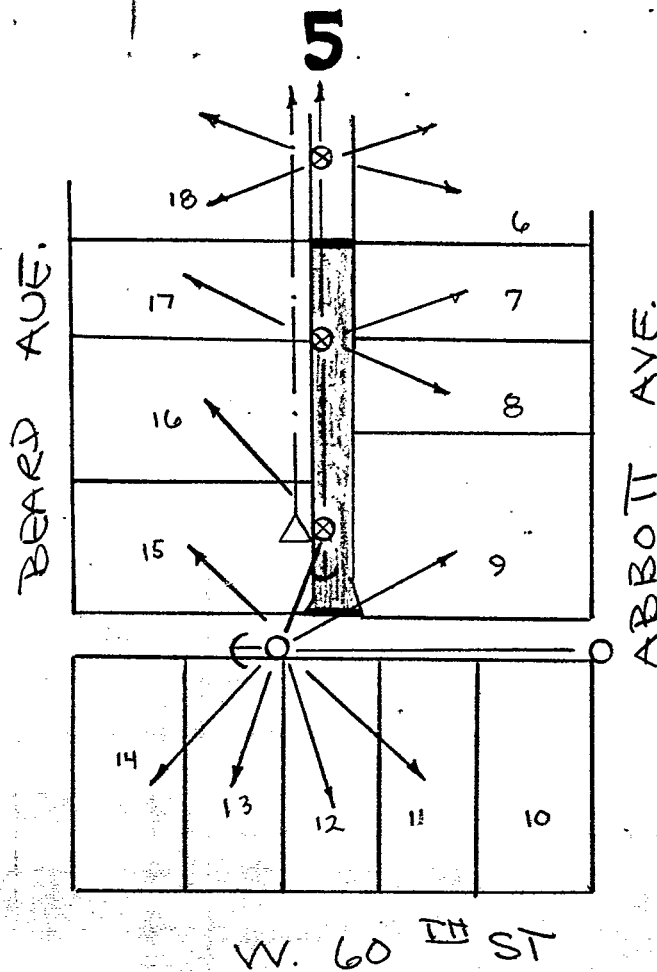
LOCATION NO. _____

U.G. UTILITIES		RIGHT-OF-WAY	
	REQ	OK	PEREAS
TEL	AREA		CITY
GAS			STATE
NSP			COUNTY
SIGNALS			R.R.
			P.R.W.
			OTHER
		DES	R/W
			OK
SURVEY			

OTHER = PK. BD. SCHOOL BD. & AIRPORT

LEGEND

- ⊗ N.W.B. CO. POLE
 --- N.S.P. CO. O.H. 8000 V. PRIMARY
 ——— N.S.P. CO. AT 120/240 V. SECONDARY
 → U.S.P. CO. GUY & ANCHOR
 △ N.S.P. CO. O.H. TRANSFORMER
 → N.S.P. CO. O.H. SERVICE
 [] ALLEY TO BE VACATED



5820
128.01



733 marquette avenue, minneapolis, minnesota 55402

July 9, 1975

Ms Florence B Hallberg, City Clerk
City of Edina
4801 West 50 Street
Edina, Minnesota 55424

RE: Vacation of part of Brookside Avenue
in the plat of Grand View Heights

Dear Ms Hallberg

The Minnesota Gas Company herein objects to the vacation of the area described above, unless the resolution vacating said area specifies, as authorized by M.S.A. 160.29, that the vacation does not affect the authority of the Minnesota Gas Company to continue to maintain (etc.) its gas mains located within a part of the area to be vacated. The vacation resolution should specify that the Minnesota Gas Company has the authority to enter upon the following described premises for the purpose of maintaining (etc.) its gas main, to wit:

The West 30 feet of all that part of Brookside Avenue, as shown on the plat of Grand View Heights, on file and of record in the office of the Register of Deeds, Hennepin County, Minnesota, which lies between the Easterly extension across Brookside Avenue of the South line of Tract C, Registered Land Survey No. 1393, Files of the Registrar of Titles, Hennepin County, Minnesota, and the extension across Brookside Avenue of the South line of Hopkins Road, as shown on said plat of Grand View Heights.

A copy of the language which we suggest be used in this regard in the resolution vacating the area is attached.

Sincerely

William R Schram
Real Estate Section

WRS:kg
encs

LANGUAGE IT IS PROPOSED BE CONTAINED
IN PROPOSED VACATION RESOLUTION IN
REGARD TO MINNESOTA GAS COMPANY

BE IT FURTHER RESOLVED, that such vacation shall not affect the right of the Minnesota Gas Company, its successors or assigns, to enter upon that portion of the aforescribed Brookside Avenue which is described as follows, to-wit:

The West 30 feet of all that part of Brookside Avenue, as shown on the plat of Grand View Heights, on file and of record in the office of the Register of Deeds, Hennepin County, Minnesota, which lies between the Easterly extension across Brookside Avenue of the South line of Tract C, Registered Land Survey No. 1393, Files of the Registrar of Titles, Hennepin County, Minnesota, and the extension across Brookside Avenue of the South line of Hopkins Road, as shown on said plat of Grand View Heights.

to operate, maintain, repair, replace, alter, inspect or remove its gas mains and appurtenances thereto located therein and said right is hereby expressly reserved to said corporation, its successors and assigns, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said gas mains upon or within the above described area without first obtaining the written approval of said corporation authorizing it to do so.

STATE

ARCADIA

AVE

~~SOUTHEAST~~

BROOKSIDE AVENUE

EASTERN AREA

SUMMIT

HANKERSON

AVE

ALLIANCE

515

W. P. O. H. S.
1904

ROAD

15

GRAND

REPLATE OF